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6P 2133

PTO/SB/21 (08-00)

TRANSMITTAL
FORM

(to be used for all correspondence after initial filing)

		Application Number	09/827,451
		Filing Date	April 6, 2001
		First Named Inventor	Robert F. Terry
		Group Art Unit	2133
		Examiner Name	not yet known
Total Number of Pages in This Submission	6 **	Attorney Docket Number	10007.000110

ENCLOSURES (check all that apply)

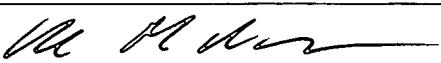
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<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
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<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input checked="" type="checkbox"/> Transmittal Form
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input checked="" type="checkbox"/> Information Disclosure Statement
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	PTO/SB/08; Copies of listed references: (A-C documents); Return receipt postcard
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<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	<input type="checkbox"/> CD, Number of CD(s) _____	
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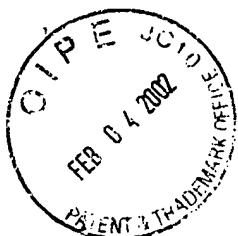
Firm or Individual name	Arnold M. deGuzman, Reg. No. 39,955 DEGUZMAN OKAMOTO & BENEDICTO, LLP
Signature	
Date	January 15, 2002

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Signature	
Date	Jan. 15, 2002

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Robert F. Terry

Serial No. 09/827,451

Filed: April 6, 2001

Title: System and Method for Real Time
Monitoring and Control of a Computer
Machine Environment and Configuration
Profile

Examiner: not yet known

Art Unit: 2133

Atty. Dkt. No.: 10007.000110

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Commissioner of Patents
Washington, DC 20231

INFORMATION DISCLOSURE STATEMENT

Under 37 C.F.R. §1.56 and §§1.97-98

Sir:

Pursuant to the provisions of 37 CFR 1.56 and §§1.97-98, enclosed herewith is form PTO/SB/08 (substitute for form 1449A/PTO) listing references which may be material to the examination of this application, and with respect to which there may be a duty to disclose. The filing of this Information Disclosure Statement shall not be construed as a representation regarding the completeness of the list of references, or that inclusion of a reference in this list is an admission that it is prior art or is pertinent to this application, or that a search has been made, or as an admission that the information listed is, or may be considered to be, material to patentability, or that no other material information exists, and shall not be construed as an admission against interest in any manner.

A copy of each listed reference is enclosed herewith, unless no such copy is required pursuant to 37 CFR § 1.98(d).

This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application Serial No. [SERIAL NUMBER], filed on [FILING DATE], and the

references cited therein are hereby listed but are not required to be provided in this application under 37 CFR § 1.98(d).

Pursuant to 37 CFR §1.97, this Information Disclosure Statement is being submitted under the section indicated below.

- 37 CFR §1.97(b).
- 37 CFR §1.97(c). If so, then either:
 - Applicant certifies pursuant to 37 CFR § 1.97(e) that either:
 - each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement; OR
 - no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing this certification after making reasonable inquiry, was known to any individual designated under 37 CFR § 1.56 (c) more than three months prior to the filing of this Statement.
- OR
- Applicant submits the petition fee of \$180 as set forth in 37 CFR § 1.17(p).
- 37 CFR § 1.97(d). If so, then both:
 - Applicant certifies pursuant to 37 CFR § 1.97(e) that either:
 - each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement; OR
 - no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing this certification after making reasonable inquiry, was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement.
- AND
- Applicant submits the petition fee of \$180 as set forth in 37 CFR § 1.17(p).

Consideration of the listed references and favorable action are respectfully solicited.

Respectfully submitted,

Robert F. Terry

Dated: January 15, 2002

By: W.W.

Arnold M. deGuzman
Attorney For Applicant(s)
Reg. No. 39,955
DEGUZMAN OKAMOTO & BENEDICTO LLP
P.O. Box 51900
Palo Alto, CA. 94303
Tel.: (650) 691-2030
Fax: (650) 691-2032

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Signature:	<u>W.W.</u>	
Typed or Printed Name:	Arnold M. deGuzman	Dated: <u>Jan. 15, 2002</u>
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Substitute for form 1449A/PTO

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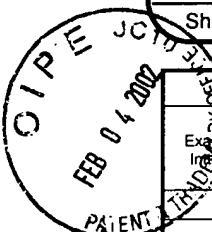
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Complete if Known

Application Number	09/827,451
Filing Date	April 6, 2001
First Named Inventor	Robert F. Terry
Group Art Unit	2133
Examiner Name	not yet known
Attorney Docket Number	10007.000110



U.S. PATENT DOCUMENTS

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FOREIGN PATENT DOCUMENTS

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1440A/PTC

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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3. *Effects as necessary;*

<i>Complete if Known</i>	
Application Number	09/827,451
Filing Date	April 6, 2001
First Named Inventor	Robert F. Terry
Group Art Unit	2133
Examiner Name	not yet known
Attorney Docket Number	10007.000110

OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS

NON-PATENT LITERATURE DOCUMENTS
Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.

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1 Unique citation designation number 2 Applicant

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¹ Unique citation designation number. ² Applicant is to place a check mark here if Section 13(a) of the Act is relied upon.

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